

Message Text

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44

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00 DODE-00

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FM AMEMBASSY VIENNA

TO SECSTATE WASHDC 7446

INFO AMEMBASSY BRUSSELS

AMEMBASSY THE HAGUE

AMEMBASSY PARIS

AMEMBASSY BONN

AMEMBASSY DUBLIN

AMEMBASSY BERN

AMEMBASSY LONDON

UNCLAS VIENNA 10668

EO 11652: NA

TAGS: EAIR, AU

SUBJECT: CIVAIR-TRANSATLANTIC CHARTER FLIGHTS

REFS: A. STATE 299555, B) STATE 284311

1. SUMMARY. GOA SHARES USG VIEW THAT INTERIM UNDERSTANDING ON CHARTERS OF NOVEMBER 6, 1973 REMAINS IN EFFECT AND HAS AGREED TO ACCEPT US OTC'S AND SEC'S PENDING TALKS ON A BILATERAL AIR CHARTER AGREEMENT DURING THE FIRST 60 DAYS OF 1976. END SUMMARY.

2. AS REQUESTED IN REF B, EMBASSY WROTE FOREIGN MINISTRY DECEMBER 10 PROPOSING TALKS ON A BILATERAL CHARTER AGREEMENT DURING THE FIRST 60 DAYS OF 1976 AND REQUESTING THAT GOA ACCEPT US OTC'S AND SEC'S AT LEAST UNTIL SUCH TALKS CAN BE HELD. AUSTRIAN REPLY OF DECEMBER 22 ACCEPTS US PROPOSAL. TEXTS OF BOTH LETTERS ARE GIVEN IN PARA 5 BELOW. ORIGINAL OF FOREIGN UNCLASSIFIED

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MINISTRY LETTER AND SIGNED COPY OF EMBASSY LETTER

BEING POUCHED.

3. AUSTRIAN ACCEPTANCE OF OUR LETTER OF DECEMBER 10 PLUS ORAL COMMENTS BY GOA FOREIGN AND TRANSPORT MINISTRY OFFICIALS ON SEVERAL OCCASIONS CONFIRM OUR VIEW THAT INTERIM UNDERSTANDING ON CHARTERS OF NOVEMBER 6, 1973 WILL REMAIN IN EFFECT AFTER DECEMBER 31, 1975.

4. PERNEGGER OF FOREIGN MINISTRY TOLD EMBOFF THAT WHILE AUSTRIAN ACCEPTANCE OF US PROPOSAL FOR CHARTER TALKS DURING FIRST 60 DAYS OF 1976 UNCONDITIONAL, THEY WOULD NOT REPT NOT BE IN A POSITION TO MEET WITH US DELEGATION BEFORE JANUARY 15. PERNEGGER ALSO ASKED WHETHER US DEL STILL INTENDED TO USE OLF NEVER-CONCLUDED DRAFT MEMORANDUM OF UNDERSTANDING AS BASIS FOR TALKS. AUSTRALSN WOULD LIKE TO HAVE ANY NEW US DRAFT TEXT AS FAR IN ADVANCE OF FORTHCOMING TALKS AS POSSIBLE.

5. TEXT OF EXCHANGE OF LETTERS. BEGIN TEXT. VIENNA, AUSTRIA, DECEMBER 10, 1975. MINISTER DR. JOHANN JOSEF DENGLE, FEDERAL MINISTRY FOR FOREIGN AFFAIRS, BALLHAUSPLATZ 2, 1010 WIEN. DEAR MINISTER DENGLE: THE EMBASSY HAS BEEN INFORMED BY THE DEPARTMENT OF STATE, THAT, BECAUSE OF PREVIOUS COMMITMENTS, THE U.S. CIVIL AVIATION DELEGATION CURRENTLY IN EUROPE WILL UNFORTUNATELY NOT BE ABLE TO VISIT VIENNA FOR TALKS ON AIR CHARTER SERVICES ON DECEMBER 18 AND 19, AS YOU HAD PROPOSED. THE DELEGATION HOPES, HOWEVER, TO HAVE AN OPPORTUNITY FOR SUCH TALKS WITH THE GOVERNMENT OF AUSTRIA WITHIN THE FIRST SIXTY DAYS OF 1976. PARA. THE INTERIM AGREEMENT BETWEEN THE UNITED STATES AND AUSTRIAN CONCERNING CHARTEERS, WHICH REMAINS IN EFFECT, DOES NOT COVER THE NEW CATEGORIES OF CHARTERS ADOPTED BY THE U.S. CIVIL AERONAUTICS BOARD (CAB), ANMELY, "ONE-STOP INCLUSIVE TOUR" CHARTERS (OTC'S) AND "SPECIAL EVENT" CHARTERS (SEC'S). IN ORDER TO AVOID ANY ADVERSE EFFECTS ON THE CHARTER TRAFFI UNCLASSIFIED

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BETWEEN OUR TWO COUNTRIES, THE U.S. GOVERNMENT WOULD LIKE TO PROPOSE THAT THE AUSTRIAN AUTHORITIES ACCEPT U.S. OTC'S AND SEC'S, AT LEAST UNTIL OUR TWO DELEGATIONS HAVE HAD AN OPPORTUNITY TO MEET EARLY NEXT YEAR. PARA. PARA. THE EMBASSY HOPES THAT THIS PROPOSAL WIL BE ACCEPTABLE TO THE AUSTRIAN AUTHORITIES AND WOULD APPRECIATE RECEIVING YOUR REPLY AT YOUR EARLIEST CONVENIENCE. PARA. WITH BEST PERSONAL

REGARDS, SINCERELY YOURS, HENRY BARDACH, COUNSELOR
OF EMBASSY FOR ECONOMIC/COMMERCIAL AFFAIRS.
WIEN, 22ND DECEMBER 1975. MR. HENRY BARDACH,
COUNSELOR OF EMBASSY FOR ECONOMIC/COMMERICAL AFFAIRS,
WIEN. DEAR SIR, I HAVE THE HONOUR TO REFER TO
YOUR LETTER OF DECEMBER 10, 1975, IN WHICH YOU
EXPRESS THE HOPE FOR TALKS WITH THE AUSTRIAN
GOVERNMENT ON A BILATERAL AIR SHCARTER AGREEMENT WITHIN
THE FIRST 60 DAYS OF 1976 AND IN WHICH YOU PROPOSE
THAT, PENDING SUCH AN AGREEMENT THE INTERIM UNDER-
STANDING OF NOVEMBER 6, 1973, ON THIS MATTER SHOULD
BE EXTENDED TO INCLUDE THE NEW CATEGORIES OF CHARTERS
ADOPTED BY THE U.S. CIVIL AERONAUTICS BOARD (CAB),
NAMELY "ONE-STOP INCLUSIVE TOUR" CHARTERS (OTC'S)
AND "SPECIAL EVENT" CHARTERS (SEC'S). PARA. ON
BEHALF OF THE FEDERAL MINISTER OF TRANSPORT AND DUELY
AUTHORIZED BY THE FORMER, I HAVE THE HONOUR HEREWITH
TO EXPRESS THE ACCEPTANCE OF YOUR AFOREMENTIONED
PROPOSAL. YOUR LETTER OF DECEMBER 10, 1975,
TOGETHER WITH THIS REPLY SHALL THEREFORE CONSTITUTE
AN AMEMDMENT TO THE BILATERAL INTERIM UNDERSTANDING
OF NOVEMBER 6, 1973, AS CONTAINED IN THE LTTER OF
THE AUSTRIAN FEDERAL MINISTER OF TRANSPORT TO YOUR
AMBASSADOR OF THE SAME DATE. PARA. SINCERELY YOURS,
DR. JOHANN DENGLER M.P., ENVOY EXTRAORDINARY AND
MINISTER PLENIPOTENTIARY. BUNDESMINISTERIUM FUER
AUSWAERTIGE ANGELEGENHEITEN, NO. 224.14.04/11-
111/1/75, END TEXT. MEEHAN

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